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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 09/593,424      | 06/14/2000  | Katsuya Irie         | 1081.1091/JDH       | 8248             |

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EXAMINER

LEWIS, DAVID LEE

ART UNIT PAPER NUMBER

2673

DATE MAILED: 06/19/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.  
09/593,424

Applicant(s)

Irie et al.

Examiner

David L Lewis

Art Unit

2673

– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on Jun 14, 2000
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 35 C.D. 11; 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claims \_\_\_\_\_ are subject to restriction and/or election requirements.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. §§ 119 and 120

- 13) ☒ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some\* c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
  - 2) ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \*See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s). 3 and 5 6) ☐ Other:

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

**DETAILED ACTION**

***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371© of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) do not apply to the examination of this application as the application being examined was not (1) filed on or after November 29, 2000, or (2) voluntarily published under 35 U.S.C. 122(b). Therefore, this application is examined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

2. **Claims 1-6 are rejected under 35 U.S.C. 102(e) as being anticipated by Kasahara et al. (6331843).**

3. **As in claim 1, Kasahara et al. teaches of a plasma display panel which displays colors by exciting a plurality of fluorescent substances of different colors using ultra-violet rays generated during discharge, comprising: a drive unit which drives the panel with decreasing the drive frequency of the sustain discharge as the display load factor increases, column 2 lines 14-17, 46-61, wherein said drive unit makes correction to change the emission intensity of a fluorescent substance of a predetermined color, so that the ratio of the emission intensity of said fluorescent substance of each color during white display is roughly the same when said display load factor is low and high, depending on a**

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

change of the display load factor, **column 3 lines 33-44, column 21 lines 10-20, column 22 lines 5-15**. Wherein the drive frequency can be increased or decreased based on a brightness detecting means as independently corrected for each of R, G, B, colors, said brightness detecting means having a direct correspondence to load factor, the adjustments to the R, G, B color intensity each being independently increased or decreased according to load factor.

4. **As in claim 2, Kasahara et al. teaches of a plasma display panel which displays colors by exciting a plurality of fluorescent substances of different colors using ultra-violet rays generated during discharge, comprising: a drive unit which drives the panel with decreasing the drive frequency of the sustain discharge as the display load factor increases, column 2 lines 14-17, 46-61, wherein when the display load factor increases, said drive unit makes correction so that the emission intensity of green is decreased or the emission intensity of blue is increased compared with the case when the display load factor is lower, column 3 lines 33-44, column 21 lines 10-20, column 22 lines 5-15.** Wherein the drive frequency can be increased or decreased based on a brightness detecting means as independently corrected for each of R, G, B, colors, said brightness detecting means having a direct correspondence to load factor, the adjustments to the R, G, B color intensity each being independently increased or decreased according to load factor.

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

5. **As in claim 3, Kasahara et al. teaches of** a plasma display panel which displays colors by exciting a plurality of fluorescent substances of different colors using ultra-violet rays generated during discharge, comprising: a drive unit which drives the panel with decreasing the drive frequency of the sustain discharge as the display load factor increases, **column 2 lines 14-17, 46-61**, wherein when the display load factor decreases, said drive unit makes correction so that the emission intensity of green is increased, or the emission intensity of blue is decreased compared with the case when the display load factor is higher, **column 3 lines 33-44, column 21 lines 10-20, column 22 lines 5-15**.  
Wherein the drive frequency can be increased or decreased based on a brightness detecting means as independently corrected for each of R, G, B, colors, said brightness detecting means having a direct correspondence to load factor, the adjustments to the R, G, B color intensity each being independently increased or decreased according to load factor. **As in claims 4 and 5**, Kasahara et al. teaches of wherein said unit monitors the power consumption, figure 16 item 54, and frequency, figure 16 item 36.
6. **As in claim 6, Kasahara et al. teaches of** a plasma display panel according to wherein said drive unit monitors a luminance value and/or display area value of each color to be supplied per predetermined unit time, **column 4 lines 1-19**, and corrects said emission intensity of green or blue on the condition that said display load factor increases when the accumulated total of said luminance value and/or display area value per predetermined unit time is higher, **column 22 lines 6-21**, and said

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

display load factor decreases when the accumulated total of said luminance value and/or display area value per predetermined unit time is lower, **column 21 lines 1-20, column 22 lines 6-21**. Wherein the brightness detecting means monitors peak and average brightness levels, as well as contrast and ambient illumination on the display area, and depending on the load factor, adjusts the R, G, B, color levels independently, to achieve superior display performance.

***Claim Rejections - 35 USC § 103***

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. **Claims 7-10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kasahara et al. (6331843).**
9. **As in claim 7, Kasahara et al. teaches of a plasma display panel which display colors by exciting a plurality of fluorescent substances of different colors using ultra-violet rays generated during discharge, column 21 lines 1-20, figures 11 and 14-17. However Kasahara et al. does not**

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

**explicitly** teach of wherein a chromaticity coordinate value during white display is roughly constant regardless the display load which depends on the luminance and/or display area of the display image. This result of wherein a chromaticity coordinate value during white display remaining constant regardless of the display load is **well within the scope of the invention as taught by Kasahara and would have been obvious to the skilled artisan** given it is intended to produce this result by independently adjusting the R, G, B, color levels based on the monitored load factor, for the purpose of achieving consistent color without pseudo contour noise and to achieve a clearer image without any distortion, wherein this system produces a chromaticity coordinate value during white display that is roughly constant regardless of display load as claimed.

10. **As in claim 8 and 9, Kasahara et al. teaches of** a plasma display panel which displays colors by exciting a plurality of fluorescent substances of different colors using ultra-violet rays generated during discharge, **column 21 lines 1-20, figures 11 and 14-17. However Kasahara et al. does not explicitly** teach of wherein a color temperature value during white display is roughly constant regardless the display load which depends on the luminance and/or display area of the display image nor wherein the deviation from the color temperature curve denoted by the black body radiation curve during white display is roughly constant regardless the display load which depends on the luminance and/or display area of the display image. For the same reasons of obviousness as applied to claim 7 above these features of wherein color temperature value during white display remaining roughly

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

constant and wherein the deviation from the color temperature curve denoted by the black body radiation curve during white display remaining roughly constant **are well within the scope of the invention as taught by Kasahara et al. and would have been obvious to the skilled artisan** given the display apparatus capable of adjusting the number of subframes to brightness produce these white display features as claimed. For the same reasons of obviousness as applied to claims 7-9, **as in claim 10**, wherein a chromaticity coordinate value during white display is within  $\pm 0.005uv$  of the deviation region from the color temperature curve denoted by the black body radiation curve regardless the display load which depends on the luminance and/or display area of the display image, **would have also been obvious to the skilled artisan** given the accuracy of the display system and brightness adjustment means as taught by Kasahara et al., column 20 lines 49-65, adjusting the R, G, B, color levels independently, to achieve superior display performance, as claimed.

***Conclusion***

11. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. 6034655, 6344839, 6115011, 6348762, 6353292, 6351253, 55461015757343.
12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **David L. Lewis** whose telephone number is **(703) 306-3026**. The examiner can normally



Serial Number: 09/593,424  
Art Unit: 2673  
Applicant: Irie et al.

Page 8

**Title: Plasma Display Panel With Constant Color Temperature Or Color Deviation**

be reached on MT and THF from 8 to 5. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bipin Shalwala, can be reached on (703) 305-4938. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900.

**Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231


**or faxed to:**

(703) 872-9314 (for Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

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**BIPIN SHALWALA**  
SUPERVISORY PATENT EXAMINER  
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